



# കേരള ഗസറ്റ് KERALA GAZETTE

## അസാധാരണം EXTRAORDINARY

ആധികാരികമായി പ്രസിദ്ധപ്പെടുത്തുന്നത്  
PUBLISHED BY AUTHORITY

വാല്യം 11  
Vol. XI

തിരുവനന്തപുരം,  
ബുധൻ

Thiruvananthapuram,  
Wednesday

2022 ആഗസ്റ്റ് 31  
31st August 2022

1198 ചിങ്ങം 15  
15th Chingam 1198

1944 ഭാദ്രം 9  
9th Bhadra 1944

നമ്പർ  
No.

2967

GOVERNMENT OF KERALA  
Personnel and Administrative Reforms (Rules) Department

### NOTIFICATION

G.O.(P)No.12/2022/P&ARD.

*Dated, Thiruvananthapuram 29/08/2022*

**S. R. O. No. 852/2022**

In exercise of the powers conferred by sub-section (1) of section 2 of the Kerala Public Services Act, 1968 (19 of 1968), read with section 3 thereof, the Government of Kerala hereby make the following rules further to amend the Kerala State and Subordinate Services Rules, 1958, namely:—



## RULES

1. *Short title and commencement.*—(1) These rules may be called the Kerala State and Subordinate Services (4<sup>th</sup> Amendment) Rules, 2022.

(2) They shall come into force at once.

2. *Amendment of the Rules.*—In Part I of the Kerala State and Subordinate Services Rules, 1958, in LIST III of the SCHEDULE, under the heading ‘OTHER BACKWARD CLASSES IN THE KERALA STATE’, under the sub-heading “1.Throughout the State”, after item and entry “49B. Naidu”, the following item and entries shall be inserted, namely:—

“49C. Nadar belonging to Christian religious denominations other than the S.I.U.C.”

By order of the Governor,  
**Dr. ASHA THOMAS**  
Additional Chief Secretary to Government.

### Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

The Kerala State Commission for Backward Classes has recommended the Government to include Nadar in the State belonging to Christian religious denominations other than the S.I.U.C. (South Indian United Church) Community in the State List of Other Backward Classes for the purpose of reservation in Public Services under the State Government. The Government have accepted the recommendation of the Commission and issued G.O. (Ms) No. 2/2021/BCDD dated 6<sup>th</sup> February, 2021 by including Nadar in the State belonging to Christian religious denominations other than the S.I.U.C. (South Indian United Church) Community in List III Other Backward Classes in the Schedule in Part I of the Kerala State and Subordinate Services Rules, 1958 for the purpose of reservation in Public Services. In the interim order in WP(C) 12575/2021 of Honourable High Court



of Kerala, dated 29<sup>th</sup> July 2021 the Honourable High Court of Kerala stayed the proceedings in G.O. (Ms) No. 2/2021/BCDD dated 6<sup>th</sup> February, 2021 in view of provision in Article 342- A introduced to the Constitution in terms of 102<sup>nd</sup> Amendment made to the Constitution with effect from 15<sup>th</sup> August 2018. In the meantime as per Extraordinary Gazette Notification S. O. 4020 (E) issued by the Central Government on 15.09.2021 on the 105<sup>th</sup> Constitutional Amendment, the task of identification of Socially and Educationally Backward Classes is remained with the States. Subsequently, on the submission of the Advocate General Kerala, that the Government is taking steps to withdraw the said Government Order with liberty to issue fresh order as the central Government have issued notification restoring the power of States to identify and notify Backward Classes. The said writ petition was dismissed on 30<sup>th</sup> November 2021 as infructuous with a comment that the State is free to issue a fresh order in accordance with law. Thereafter the Government issued G.O. (Ms) No. 1/2022/BCDD dated 25<sup>th</sup> February, 2022 to include Nadar in the State belonging to Christian religious denominations other than the S.I.U.C. Community in List III Other Backward Classes in the Schedule in Part I of the Kerala State and Subordinate Services Rules, 1958 for the purpose of reservation in Public Services. In order to give statutory validity to the above Government Order, Government have decided to amend the Kerala State and Subordinate Services Rules, 1958, suitably.

The notification is intended to achieve the above object.

